

IN THE SUPREME COURT OF NORTH CAROLINA

No. 155A02

FILED: 22 NOVEMBER 2002

BEULAH VERNON

v.

MICHAEL LOWE and BRENDA LOWE

Appeal pursuant to N.C.G.S. § 7A-30(2) from the decision of a divided panel of the Court of Appeals, 148 N.C. App. 694, 559 S.E.2d 288 (2002), affirming an order of dismissal entered 31 March 2000, *nunc pro tunc* 8 September 1998, by McHugh, J., in Superior Court, Rockingham County. Heard in the Supreme Court 15 October 2002.

*The Law Office of Herman L. Stephens, by Herman L. Stephens, for plaintiff-appellant.*

*No brief filed for defendant-appellees.*

PER CURIAM.

For the reasons stated in the dissenting opinion, the decision of the Court of Appeals is reversed.

REVERSED.